

FORM PTO-1390 (REV. 07-2005)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE EXPRESS MAIL NUMBER		ATTORNEY'S DOCKET NUMBER
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		EV 642787616 US		11937/US/2
INTERNATIONAL APPLICATION NO. PCT/US04/09954		INTERNATIONAL FILING DATE March 31, 2004		U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/551392
TITLE OF INVENTION METHODS FOR INHIBITING ADIPOGENESIS AND FOR TREATING TYPE 2 DIABETES		PRIORITY DATE CLAIMED March 31, 2003		
APPLICANT(S) FOR DO/EO/US MARKUS STOFFEL, CHRISTIAN WOLFRUM, DAVID Q. SHIH, SATORU KUWAJIMA AND DANIEL BESSER				
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other</p> <ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been transmitted by the International Bureau. c. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> had been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 <p>Items 11 to 20. below concern document(s) or information included:</p> <ol style="list-style-type: none"> 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is 13. <input type="checkbox"/> A preliminary amendment. 14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821–1.825 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4) 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: <p>PCT/IB/304, PCT/IB/301, PCT/IB/311, Copy of international application as published</p>				

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21. The following fees have been submitted:				CALCULATIONS	PTO USE ONLY
<input checked="" type="checkbox"/> a) Basic national fee (37 CFR 1.492(a)).....				\$300.00	\$ 300.00
22. <input checked="" type="checkbox"/> Examination fee (37 CFR 492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)--4).....				\$0.00	
All other situations.....				\$200.00	\$ 200.00
23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)--4) Search fee (37 CFR 1.445(a)(2) has been paid on the international application to the USPTO as an International Searching Authority..... International Search Report prepared and provided to the Office				\$0.00	
All other situations				\$100.00	\$ 100.00
TOTAL OF 21, 22 and 23 =				\$ 600.00	
<input checked="" type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.				\$250.00	
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		RATE	
101 - 100	1 /50 =	1		x \$250.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	
CLAIMS				NUMBER FILED	
Total claims				50 -20 =	30
Independent claims				7 -3 =	4
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$360.00	
				TOTAL OF ABOVE CALCULATIONS =	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by $\frac{1}{2}$.				\$2055.00	
				SUBTOTAL =	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				+	
				TOTAL NATIONAL FEE =	
Fee for recording the enclose assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+	
				TOTAL FEES ENCLOSED =	
				Amount to be refunded: \$	
				charged: \$	

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<p>a. <input checked="" type="checkbox"/> A check in the amount of \$2055.00 to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. 50-2054 in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-2054 A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>														
<p>NOTE: Where an appropriate time limit under 37 CFR 1.494 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p>														
SEND ALL CORRESPONDENCE TO: CUSTOMER NUMBER 30873														
<table border="1"> <tr> <td>Janet M. MacLeod Dorsey & Whitney LLP Intellectual Property Department 250 Park Avenue New York, New York 10177</td> <td></td> </tr> <tr> <td><u>Signature</u></td> <td>September 29, 2005</td> </tr> <tr> <td>Janet M. MacLeod</td> <td>Date</td> </tr> <tr> <td><u>Name</u></td> <td></td> </tr> <tr> <td>35,263</td> <td></td> </tr> <tr> <td><u>Registration Number</u></td> <td></td> </tr> </table>			Janet M. MacLeod Dorsey & Whitney LLP Intellectual Property Department 250 Park Avenue New York, New York 10177		<u>Signature</u>	September 29, 2005	Janet M. MacLeod	Date	<u>Name</u>		35,263		<u>Registration Number</u>	
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